

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 6019
Dominic Caserta for Assembly)
Committee, et al.

CERTIFICATION

I, Mary W. Dove, recording secretary for the Federal Election Commission executive session on March 05, 2009, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in the above-captioned matter:

1. Dismiss the allegation that Dominic Caserta for Assembly used non-federal funds to promote the election of federal candidates.
2. Find no reason to believe R. Michael Kasperzak violated the Act or Commission regulations.
3. Approve the Factual and Legal Analysis, as set forth in the First General Counsel's Report dated October 17, 2008, subject to the following amendments:

Page 5, Line 3, delete the sentence which begins with the word "Therefore" and ends with the word "treatment" on Line 4

Page 5, Line 13, insert the word "may" after the word "brochure"

Page 5, Line 13, and insert the word "have" before the word "promoted"

Page 5, line 15, delete the words "appears to" and insert the word "may" in lieu thereof

Page 6, Line 3, delete the remainder of the sentence after the word "minimal" and ends with the word "candidates" on Line 4

Page 6, Line 4, delete the sentence which begins with the word "Therefore" and ends with the word "instance" on Line 5

Page 6, Line 8, delete the words "and admonish the Caserta Committee."

Further, to authorize the General Counsel's Office to make any necessary conforming amendments.

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4. Approve the appropriate letters.
5. Close the file.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 6, 2009
Date

Mary W. Dove
Mary W. Dove
Secretary of the Commission

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